Venka Reddy Bathina
Company Secretary in Practice & Insolvency Professional
Sri Venkateswara Nilayam, Plot No-10, II Floor, Krishnapuram,
Road No-10, Banjara Hills, Hyderabad-500034
M: 9848673524, O: 90142 90839, Email: bvrcs123@gmail.com

Date: 25 July 2019

To,
The Manager (Listing)
National Stock Exchange of India Limited,
Exchange Plaza, 5th Floor,
Plot No. C-1, G Block, Bandra (East)
Mumbai – 400 051
Symbol: PROSEED

Dear Sir,

Sub: Intimation of initiation of Corporate Insolvency Resolution Process (CIRP) and appointment of Interim Resolution Professional (IRP) in the matter of Proseed India Limited (CIN: L01403TG2002PLC039113)

I, CS Venka Reddy Bathina, Insolvency Professional, bearing IP Registration No. IBBI/IPA-002/IP-N00645/2018-2019/12032, hereby inform you CIRP has been initiated in respect of Proseed India Limited under the provisions of Sec 16 of Insolvency and Bankruptcy Code, 2016 ("Code") by an order of National Company Law Tribunal ("NCLT") pronounced on 10 July 2019 vide order in CP (IB) No. 218/9/HDB/2019 (Order uploaded and received on 23 July 2019) confirming the appointment of the undersigned as Interim Resolution Professional.

As per Section 17 of the Code, the powers of the Board of Directors of Proseed India Limited stands suspended and such powers shall be vested with me.

It may further be noted that in consonance with the stipulations contained in Section 14 of the Code, a moratorium has been declared vide the aforesaid order in CP (IB) No. 218/9/HDB/2019 passed by NCLT, extract of certain significant clauses which require your attention reproduced for your perusal.

Whereby, inter alia, the following shall be ***prohibited***:

i. the institution of suits or continuation of pending suits or proceedings against the corporate debtor including execution of any judgment, decree or order in any court of law, tribunal, arbitration panel or other authority;

ii. Transferring, encumbering, alienating or disposing of by the corporate debtor any of its assets or any legal right or beneficial interest therein;

iii. any action to foreclose, recover or enforce any security interest created by the corporate debtor in respect of its property including any action under the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002;

iv. The recovery of any property by an owner or lessor where such property is occupied by or in the possession of the corporate debtor.

v. Supply of essential goods or services to Corporate Debtor shall not be terminated or suspended and interrupted during the moratorium period.

Venka Reddy Bathina
Company Secretary in Practice & Insolvency Professional
Sri Venkateswara Nilayam, Plot No-10, II Floor, Krishnapuram,
Road No-10, Banjara Hills, Hyderabad-500034
M: 9848673524, O: 90142 90839, Email: bvrcs123@gmail.com

vi. Direct the personnel of the Proseed India Limited, its promoters or any other person associated with the management of Proseed India Limited, to assist and cooperate with Interim Resolution Professional to provide access to documents and records and management of the Company.

In this connection, I am attaching the following for your information and records:

1. Copy of the NCLT Order dated 10 July 2019, CP (IB) No. 218/9/HDB/2019
2. Public Announcement dated 24 July 2019

I request your cooperation in completion of the process.

Thanks and Regards,

Bathina Venka Reddy

Digitally signed by Bathina Venka Reddy
DN: c=IN, o=Personal, postalCode=500038, st=Andhra Pradesh, 2.5.4.20=a5fc6439fdd3a45cfd7594d3d400e9d6c40fd6f3ba4d611 4b2e9dd1a1c0052ddf, pseudonym=335c1322324d40e2986306b2da84c00e9, 2.5.4.45=032100AA157d0527BBD0D1D46EA14081DFFA472C28A850 1804BD0138C1C9C39C3C3e133, serialNumber=de99d7df019bb9fe2c08cfae75891cc5819b6ee89ee 9e934de3c654d2e1c33915c6, cn=Bathina Venka Reddy
Date: 2019.07.25 17:24:08 +05'30'

CS Venka Reddy Bathina
Reg. No. IBBI/IPA-002/IP-N00645/2018-2019/12032
Interim Resolution Professional
(vide NCLT order no. CP (IB) No. 218/9/HDB/2019)
In the matter of M/s. Proseed India Limited

IN THE NATIONAL COMPANY LAW TRIBUNAL
HYDERABAD BENCH, HYDERABAD

CP (IB) No.218/9/HDB/2019
Under section 9 of the IB Code, 2016
Read with Rule 6 of the Insolvency & Bankruptcy
(Application to Adjudicating Authority)Rules,2016

In the matter of:- M/s. PROSEED INDIA LIMITED

M/s. Barret Commodity Traders Private Limited,
Murthy Manson, Flat No.104,
Pandu Ranga Nagar,
Mothi Nagar Extention,
Hyderabad,
Telangana - 500 018.

...Petitioner/
Operational Creditor

Versus

M/s. PROSEED INDIA LIMITED,
Regd. Office: Flat No.302, Lotus Block,
Block – B, Sandy Springs,
Manikonda, Hyderabad,
Telangana – 500 089.

...Respondent/
Corporate Debtor

Order delivered on: 10.07.2019

Parties/Counsel Present:
For the Petitioner/Operational Creditor:

Mr. Rama Krishna Gupta, PCS.

For the Respondent/Corporate Debtor:

Mr. D.V.S.Prakash Rao, [Party-in-person]

PER: K.ANANTHA PADMANABHA SWAMY

MEMBER JUDICIAL

O R D E R

1. Under consideration is a Company Petition filed by M/s. Barret Commodity Traders Private Limited (in short, 'Petitioner/Operational Creditor') against M/s. PROSEED INDIA LIMITED (in short, 'Respondent/Corporate Debtor') under section 9 of the Insolvency and Bankruptcy Code 2016 (in short, I & B Code 2016) Read with Rule 6 of the Insolvency & Bankruptcy (Application to Adjudicating Authority) Rules, 2016 (for brevity, **'IB Rules 2016'**).

2. The Petitioner Company is registered under the Companies Act, 1956, having its Office at Murthy Manson, Flat No.104, Pandu Ranga Nagar, Mothi Nagar Extention, Hyderabad, Telangana. The Respondent/Corporate Debtor is a Company registered under the Companies Act, 1956 having its Registered Office at No.302, Lotus Block, Block – B, Sandy Springs, Manikonda, Hyderabad, Telangana.

3. The learned counsel appearing on behalf of the Petitioner/Operational Creditor submitted that the Applicant has filed this application under Section 9 of IB Code, 2016 R/w Rule 6 of the Insolvency and Bankruptcy (Application to Adjudicating Authority) Rules, 2016 for initiation of Corporate Insolvency Resolution Process (CIRP) in respect of M/s. PROSEED

INDIA LIMITED. It is stated that the Respondent Company owes the Operational Creditor an operational debt of Rs.71,93,665/- (Rupees Seventy One Lakhs Ninety Three Thousand Six Hundred and Sixty Five Only).

4. It is stated by the Operational Creditor, that it is into the business of manufacturing, trading and dealing all kinds of commodities and agricultural products. The Operational Creditor has entered into business relationship with the Corporate Debtor for supply of trading commodities from 04th July, 2016. Since then the business transactions were continued regularly till 27th December, 2018.

5. The Operational Creditor further stated that, it has raised invoices against the Corporate Debtor for sale of commodities from 04th July, 2016 to 27th December, 2018. The invoices from 26th September, 2018 to 27th December, 2018 amounting to Rs.64,22,915/- (Rupees Sixty Four Lakhs Twenty Two Thousand Nine Hundred and Fifteen Only) are due and payable by the Corporate Debtor.

6. It is further stated that the Corporate Debtor never denied the claim amount but requested the Operational Creditor for extension of time on every occasion when the amount was demanded by the Operational Creditor.

7. It is stated by the Operational Creditor that the Corporate Debtor had made payments to the Operational Creditor on the basis of 'on account' against the invoices

on continuous basis till 22nd November, 2018 based on follow up letter from the Petitioner. The said amount remained unpaid since then, the Operational Creditor has sent a letter on 27th January, 2019 to the Corporate Debtor to clear the outstanding amount as part of the follow up letters.

8. It is further stated by the Operational Creditor that it has issued a demand notice in Form No.3 & Form No.4 by registered post on 22nd February, 2019 demanding the above mentioned outstanding amount of Rs.64,22,915/- (Rupees Sixty Four Lakhs Twenty Two Thousand Nine Hundred and Fifteen Only) along with interest @ 12% Per Annum of Rs.7,70,750/- (Rupees Seven Lakhs Seventy Thousand Seven Hundred and Fifty Only) making an aggregate claim of Rs.71,93,665/- (Rupees Seventy One Lakhs Ninety Three Thousand Six Hundred and Sixty Five Only).

Particulars of Claim Amount :

Sl.No	**Particulars**	**Amount (in ₹)**
1.	Outstanding Invoice Due Amount	64,22,915/-
2.	Interest Due @ 12 %	7,70,750/-

9. It is stated that the Operational Creditor did not receive any reply from the Corporate Debtor against the Demand Notice sent on 22nd February, 2019. It is further stated

that the Corporate Debtor has failed to clear the outstanding amount.

10. It is also further stated that, in the light of the above facts and circumstances the Operational Creditor is constrained to approach this Adjudicating Authority by filing the present application for the initiation of Corporate Insolvency Resolution Process (CIRP) in respect of M/s. PROSEED INDIA LIMITED.

11. The Operational Creditor placed reliance on the following documents as evidence :

- Copies of outstanding bills/invoices.
- Copy of Statement of Bank Account confirming that there is no payment of the relevant unpaid debt by the Corporate Debtor.
- Copy of Ledger Account of Respondent (Proseed India Limited) in the books of Petitioner for the period 01st April, 2016 to 19th February, 2019.
- Copy of Certificate of Incorporation of the Corporate Debtor including the name changes.
- Copy of the Memorandum of Association along with Articles of Association of the Corporate Debtor.
- Copies of MCA extracts of Master Data of the Corporate Debtor.
- Copy of Certificate of Incorporation & Memorandum of Association of the Operational Creditor.
- Copies of request letters issued by the Operational Creditor for recovery of due amounts as per various invoices.

- Copy of Demand Notice in Form No.3 dated.22nd February, 2019 along with Form No.4 with interest calculation.
- Copy of the Postal Acknowledgement serving Form No.3 on the Corporate Debtor.
- Copy of Statement of Account of Unpaid Operational Debt Form. 3.

12. The Director of the Corporate Debtor Mr.DVS.Prakash Rao appeared in person and filed statement of objections and submitted that due to the financial constraints the Corporate Debtor could not release the outstanding amount which it was liable to the Petitioner and requested the Operational Creditor to provide some time to meet the obligation of payment of invoice amount as specified by the Petitioner. It is also stated that due to business volatility and severe cash crunch the Corporate Debtor could not release the outstanding amount, but requested the Operational Creditor to provide some time. It is further stated that the Petitioner has placed all the details of debt amount, details of transactions on account of which debt fell due. The Corporate Debtor has filed no counter.

13. Heard and perused the record.

14. It is the case of the Petitioner/OC that it has provided commodities to the Corporate Debtor from 04th July, 2016 to 27th Dec, 2018 and the invoices from 26th Sep, 2018 to 27th Dec, 2018 amounting to Rs.64,22,915/-

(Rupees Sixty Four Lakhs Twenty Two Thousand Nine Hundred and Fifteen Only) along with interest @ 12% Per Annum of Rs.7,70,750/- (Rupees Seven Lakhs Seventy Thousand Seven Hundred and Fifty Only) making an aggregate claim of Rs.71,93,665/- (Rupees Seventy One Lakhs Ninety Three Thousand Six Hundred and Sixty Five Only) fell due and payable by the Corporate Debtor. The Director of the Corporate Debtor appeared in person and filed its statement of objections wherein he has neither denied the debt nor disputed the same but has only sought some more time for making payment to the Petitioner.

15. After hearing submissions of the counsel for the Petitioner/Operational Creditor and having perused the record, this Adjudicating Authority is satisfied that the Petitioner has proved by placing evidence that default has occurred which the Corporate Debtor was responsible to pay. The Corporate Debtor has accepted the claim amount and has not raised any dispute. The Petitioner has also placed on record proof of sending notices and other material papers. The Petitioner has complied with all the requirement as stipulated under the provisions of the IB Code, 2016 for the purpose of initiating Corporate Insolvency Resolution Process.. In addition to this, he has not resisted the claim amount at any time or at any stage of the proceedings. In these

circumstances, this Adjudicating Authority is inclined to admit the instant Petition.

16. The instant petition is admitted and this Adjudicating Authority order the commencement of the Corporate Insolvency Resolution Process which shall ordinarily get completed within 180 days, reckoning from the day this order is passed.

17. I hereby Appoint Mr. Venka Reddy Bathina, the name proposed by the Operational Creditor as IRP and written consent by way of Form-AA of the IRP is also obtained. The IRP is directed to take charge of the Respondent Corporate Debtor's management immediately. He is also directed to cause public announcement as prescribed under Section 15 of the Insolvency and Bankruptcy Code, 2016 within three days from the date the copy of this order is received, and call for submissions of claim in the manner as prescribed.

18. The moratorium is hereby declared which shall have effect from the date of this Order till the completion of Corporate Insolvency Resolution Process, for the purpose referred to in Section 14 of the I & B Code, 2016. It is hereby ordered to prohibit all of the following, namely:-

a) The institution of suits or continuation of pending suits or proceedings against the Corporate Debtor including execution of any judgment, decree or order in any court of law, tribunal, arbitration panel or other authority.

b) Transferring, encumbering, alienating or disposing of by the Corporate Debtor any of its assets or any legal right or beneficial interest therein;

c) Any action to foreclose, recover or enforce any security interest created by the Corporate Debtor in respect of its property including any action under the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (54 of 2002);

d) *The recovery of any property by an owner or lessor where such property is occupied by or in the possession of the Corporate Debtor.*

19. The Supply of essential goods or services of the Corporate Debtor shall not be terminated or suspended or interrupted during moratorium period. The provision of Sub-section (1) of Section 14 shall not apply to such transaction, as notified by the Central Government.

20. The IRP shall comply with the provisions of Sections 13 (2), 15, 17, & 18 of the Code. The directors of the Corporate Debtor, its promoters or any person associated with the Management of the Corporate Debtor is expected to extend all assistance and cooperation to the IRP as stipulated under Section 19 and for discharging his function under Section 20 of the I & B Code, 2016.

21. The Operational Creditor and the Registry are directed to send the copy of this Order to IRP so that he could

take charge of the Corporate Debtor's assets etc., and make compliance with this Order as per the provisions of I & B Code, 2016.

22. The Registry is directed to communicate this Order to the Operational Creditor and the Corporate Debtor.

23.The detailed address of the IRP are as follows:-

Mr. Venka Reddy Bathina
Address: H.No.8-2-603/1/10, Second Floor,
Krishnapuram, Road No.10, Banjara Hills,
Hyderabad, Telangana.
E-mail: bvrcs123@gmail.com
Cell : 9848673524
Reg. No: IBBI/IPA-002/IP-N00645/2018-2019/12032.

24. This instant Petition is hereby admitted.

K. ANANTHA PADMANABHA SWAMY
MEMBER JUDICIAL

KSK

Dy. Registrar/Assistant Registrar/Court Officer
National Company Law Tribunal, Hyderabad Bench

प्रमाणित प्रति
CERTIFIED TRUE COPY
CP(IB)No.218/9/HDB/2019
10/7/19
23/7/19

FORM A

PUBLIC ANNOUNCEMENT

(Under Regulation 6 of the Insolvency and Bankruptcy Board of India (Insolvency Resolution Process for Corporate Persons) Regulations, 2016)

FOR THE ATTENTION OF THE CREDITORS OF PROSEED INDIA LIMITED

	RELEVANT PARTICULARS	
1.	Name of Corporate Debtor	Proseed India Limited
2.	Date of Incorporation of Corporate Debtor	12 June 2002
3.	Authority under which corporate debtor is incorporated / registered	ROC, Hyderabad.
4.	Corporate Identity Number / Limited Liability Identification Number of corporate debtor	L01403TG2002PLC039113
5.	Address of the registered office and principal office (if any) of corporate debtor	Regd. Office: Flat No. 302, Lotus Block, Block - B, Sandy Springs, Manikonda, Hyderabad – 500089, Telangana.
6.	Insolvency commencement date in respect of corporate debtor	23 July 2019 (NCLT, Hyderabad Bench passed order dated 10 July 2019, CP (IB) No. 218/9/HDB/2019. Order uploaded and received on 23 July 2019)
7.	Estimated date of closure of insolvency resolution process	19 January 2020
8.	Name and Registration number of the insolvency professional acting as interim resolution professional	Venka Reddy Bathina IBBI/IPA-002/IP-N00645/2018-2019/12032
9.	Address and e-mail of the interim resolution professional, as registered with the board	H.No. 8-2-603/1/10, Second Floor, Krishnapuram, Road No.10, Banjara Hills, Hyderabad – 500034, Telangana bvrcs123@gmail.com
10.	Address and e-mail to be used for correspondence with the interim resolution professional, if different from those given at sl. no.9.	H.No. 8-2-603/1/10, Second Floor, Krishnapuram, Road No.10, Banjara Hills, Hyderabad – 500034, Telangana cirp.proseed@gmail.com
11.	Last Date for submission of claims	06 August 2019
12.	Classes of creditors, if any, under clause (b) of sub-section (6A) of section 21, ascertained by the interim resolution professional	Not Applicable as per the information available with IRP. If found, separate addendum will be given
13.	Names of Insolvency Professionals identified to act as Authorised Representative of creditors in a class (Three names for each class)	Not Applicable as per the information available with IRP. If found, separate addendum will be given
14.	(a) Relevant Forms and (b) Details of authorized representatives are available at:	Web link: https://www.ibbi.gov.in/home/downloads Physical Address: Corporate Debtor address: Flat No. 302, Lotus Block, Block - B, Sandy Springs, Manikonda, Hyderabad – 500089, Telangana. IRP address: H.No. 8-2-603/1/10, Second Floor, Krishnapuram, Road No.10, Banjara Hills, Hyderabad – 500034, Telangana

Notice is hereby given that the National Company Law Tribunal has ordered the commencement of a corporate insolvency resolution process against the M/s. Proseed India Limited on 23 July 2019 vide Order dated 10 July 2019 , CP (IB) No. 218/9/HDB/2019. Order uploaded and received on 23 July 2019).

The creditors of M/s. Proseed India Limited are hereby called upon to submit their claims with proof on or before 06 August 2019 to the interim resolution professional at the address mentioned against item 10.

"The financial creditors shall submit their claims with proof by electronic means only. All other creditors may submit the claims in person, by post or by electronic means."

A financial creditor belonging to a class, as listed against the entry No. 12, shall indicate its choice of authorised representative from among the three insolvency professionals listed against entry No.13 to act as authorised representative of the class [specify class] in Form CA – Not applicable

Submission of false or misleading proofs of claim shall attract penalties.

VENKA REDDY BATHINA * INSOLVENCY PROFESSIONAL * Regn. No.: IBBI / IPA-002/ IP-N00645/ 2018-19/12032

Venka Reddy Bathina
Reg. No. IBBI/IPA-002/IP-N00645/2018-2019/12032
Name and Signature of Interim Resolution Professional

Date: 24 July 2019
Place: Hyderabad